

**UNITED STATES DISTRICT COURT  
DISTRICT OF MINNESOTA**

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Brock Fredin,

Plaintiff,

v.

Grace Elizabeth Miller and  
Catherine Marie Schaefer,

Defendants.

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Civil No. 18-cv-0466 (SRN/HB)

**ORDER ON REPORT  
AND RECOMMENDATION**

The above-entitled matter came before the Court upon the Report and Recommendation of the United States Magistrate Judge. No objections have been filed to the Report and Recommendation in the time period permitted.

Based upon the Report and Recommendation of the Magistrate Judge, and all the files, records and proceedings herein,

**IT IS HEREBY ORDERED** that:

1. The Report and Recommendation is **ADOPTED**;
2. Plaintiff Brock Fredin's Motion for Leave to File Amended Complaint [Doc. No. 29] is **GRANTED IN PART** and **DENIED IN PART** as to the defamation per se claim, as set forth fully in Part II.B.2 of the Report and Recommendation; **GRANTED** as to the abuse of process claim; **GRANTED** as to the nonconsensual sexual solicitation claim; **GRANTED IN PART** and **DENIED IN PART** as to the invasion of privacy claim, as

set forth fully in Part II.B.5 of the Report and Recommendation;

**GRANTED** as to the negligence claim; **GRANTED** as to the false arrest/imprisonment claim; **GRANTED** as to the malicious prosecution claim; **GRANTED** as to the civil fraud claim; **GRANTED** as to the IIED claim; **GRANTED** as to the civil conspiracy claim; **GRANTED** as to the prima facie tort claim; and **DENIED** as to the copyright infringement claim;

3. Defendants Grace Elizabeth Miller and Catherine Marie Schaefer's Motion to Dismiss [Doc. No. 18] is **DENIED AS MOOT** as to the defamation per se claim; **DENIED** as to the abuse-of process claim; **DENIED** as to the nonconsensual sexual solicitation claim; **GRANTED IN PART** and **DENIED IN PART** as to the invasion of privacy claim, as set forth fully in Part II.B.5 of the Report and Recommendation; **DENIED** as to the negligence claim; **DENIED AS MOOT** as to the false arrest/imprisonment claim; **DENIED AS MOOT** as to the malicious prosecution claim; **DENIED AS MOOT** as to the civil fraud claim; **DENIED AS MOOT** as to the IIED claim; **DENIED** as to the civil conspiracy claim; and **DENIED AS MOOT** as to the prima facie tort claim;
4. All dismissals are **WITH PREJUDICE**; and
5. Plaintiff is ordered to file an amended complaint that complies fully with this Order within fourteen days.

Dated: February 21, 2019

s/Susan Richard Nelson  
SUSAN RICHARD NELSON  
United States District Judge